IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

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RONALD G. JOHNSON,)	/ DEP
Petitioner,)	Civil Action No. 7:06-CV-00108
)	
v.)	FINAL ORDER
	j	
UNITED STATES,)	By: Hon. Norman K. Moon
Respondent.)	United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

that petitioner's motion pursuant to 28 U.S.C. § 2255, shall be and hereby is **DISMISSED** without prejudice as successive, and this action is hereby stricken from the active docket of the court.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to petitioner and to counsel of record for the respondent if known.

ENTER: This <u>2nd</u> day of <u>March</u>, 2006.

UNITED STATES DISTRICT JUDGE